

Message

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**From:** Covington, Jeryl [Covington.Jeryl@epa.gov]  
**Sent:** 4/17/2019 1:05:08 PM  
**To:** Dorka, Lilian [Dorka.Lilian@epa.gov]  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

I see one place it was added.. in the desk statement. I was working on several documents simultaneously.

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**From:** Dorka, Lilian  
**Sent:** Wednesday, April 17, 2019 9:03 AM  
**To:** Covington, Jeryl <Covington.Jeryl@epa.gov>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Well, it's gone now so I'm sure it's fine!

Lilian Sotolongo Dorka, Director  
External Civil Rights Compliance Office  
Office of General Counsel  
U.S. Environmental Protection Agency  
202-564-9649 - Office  
202-695-9888 - Cell

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**From:** Covington, Jeryl  
**Sent:** Wednesday, April 17, 2019 7:55 AM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Sorry. I must have pulled another version as I had multiple clean copies opened as I was reviewing and making changes. I think we need to utilize OneDrive to assist in version control verses Outlook attachments.

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**From:** Dorka, Lilian  
**Sent:** Wednesday, April 17, 2019 7:44 AM  
**To:** Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>  
**Subject:** Re: 44RNO-16-R9: Final Draft Resolution Agreement

Yep I spotted a couple of other edits we had made that had not made it in. But there it is! ☺

Sent from my iPhone

Lilian Sotolongo Dorka, Director  
External Civil Rights Compliance Office  
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202-564-9649 - Office  
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On Apr 17, 2019, at 7:29 AM, Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)> wrote:

Yes, I see the 5 in the one that was sent. I think I had it is a former and worked with another version after I changed the edits from Adam. Too many working copies.

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**From:** Covington, Jeryl  
**Sent:** Wednesday, April 17, 2019 7:25 AM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Yes, I received that email and thought that I had addressed that issue.

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**From:** Dorka, Lilian  
**Sent:** Tuesday, April 16, 2019 5:55 PM  
**To:** Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

## Ex. 5 Deliberative Process (DP)

Lilian Sotolongo Dorka, Director  
 External Civil Rights Compliance Office  
 Office of General Counsel  
 U.S. Environmental Protection Agency  
 202-564-9649 - Office  
 202-695-9888 - Cell

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**From:** Dorka, Lilian  
**Sent:** Tuesday, April 16, 2019 5:52 PM  
**To:** Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Just curious, who were the edits from?

Lilian Sotolongo Dorka, Director  
 External Civil Rights Compliance Office  
 Office of General Counsel  
 U.S. Environmental Protection Agency  
 202-564-9649 - Office  
 202-695-9888 - Cell

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**From:** Covington, Jeryl  
**Sent:** Tuesday, April 16, 2019 4:56 PM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>; Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>  
**Cc:** Garnett, Desean <[Garnett.Desean@epa.gov](mailto:Garnett.Desean@epa.gov)>; Grisier, Mary <[Grisier.Mary@epa.gov](mailto:Grisier.Mary@epa.gov)>; TenBrook, Patti <[TenBrook.Patti@epa.gov](mailto:TenBrook.Patti@epa.gov)>  
**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Following the receipt of the minor edits, attached is the final resolution agreement for HDOA.

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**From:** Covington, Jeryl  
**Sent:** Tuesday, April 16, 2019 2:32 PM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>; Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>; Garnett, Desean <[Garnett.Desean@epa.gov](mailto:Garnett.Desean@epa.gov)>; Grisier, Mary

<Grisier.Mary@epa.gov>; TenBrook, Patti <TenBrook.Patti@epa.gov>

**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Attached is the revised final draft of the resolution agreement (CLEAN).

Per the confirmation below, the revision has the footnote addition.

Please review and provide final comments.

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**From:** Prescott-Tate, Delanie D <delanie.d.prescott-tate@hawaii.gov>

**Sent:** Tuesday, April 16, 2019 1:26 PM

**To:** Covington, Jeryl <Covington.Jeryl@epa.gov>

**Cc:** Dorka, Lilian <Dorka.Lilian@epa.gov>; Rhines, Dale <rhines.dale@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>; Garnett, Desean <Garnett.Desean@epa.gov>; Grisier, Mary <Grisier.Mary@epa.gov>; TenBrook, Patti <TenBrook.Patti@epa.gov>

**Subject:** RE: 44RNO-16-R9: Final Draft Resolution Agreement

Good morning/afternoon!!

It was a good thing you got in touch today because it reminded me – my office is moving into a new building and for some unknown reason the telephones are moving today, but we don't physically move until the 22<sup>nd</sup>. Go figure..... The internet could also go out at any time. If all goes as planned (LOL) we will be up and running in the new building on the 23<sup>rd</sup> and things should go back to normal – whatever that is : )

Yes, the footnote belongs after HRS section 149A-26(b) – this is because the citation above (HRS section 149A-26, (Supp. 2018)) is a direct quote from the statute. The footnote directs the reader to where the actual annual reporting language is located because I paraphrased the statute.

The link to HRS section 149A-26 includes subsection (b).

The (Supp. 2018) designation indicates to the reader that the information comes from the printed supplement (issued yearly) to the bound volume (last printed in 2011) – so if you wanted to look up the statute in the actual book form HRS, the citation would not be found in the bound volume, but will be in the printed supplement (the statute will remain in the supplement until a new volume is printed).

I hope this makes sense. Let me know if you have any more questions – hopefully I will be able to get back to you before the 23<sup>rd</sup>!!

Delanie

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Department of the Attorney General  
Criminal Justice Division  
Tobacco Enforcement Unit  
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**From:** Covington, Jeryl [<mailto:Covington.Jeryl@epa.gov>]  
**Sent:** Tuesday, April 16, 2019 2:38 AM  
**To:** Prescott-Tate, Delanie D <[delanie.d.prescott-tate@hawaii.gov](mailto:delanie.d.prescott-tate@hawaii.gov)>  
**Cc:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>; Rhines, Dale <[rhines.dale@epa.gov](mailto:rhines.dale@epa.gov)>; Wilson, Adam <[wilson.adam@epa.gov](mailto:wilson.adam@epa.gov)>; Garnett, Desean <[Garnett.Desean@epa.gov](mailto:Garnett.Desean@epa.gov)>; MARY GRISIER <[Grisier.Mary@epa.gov](mailto:Grisier.Mary@epa.gov)>; TenBrook, Patti <[TenBrook.Patti@epa.gov](mailto:TenBrook.Patti@epa.gov)>  
**Subject:** 44RNO-16-R9: Final Draft Resolution Agreement

Thank you for providing your final edits for the draft resolution. As we are concluding this stage of review and preparing the document for signatures, ECRCO is unsure of one of your comments (listed below) which is highlighted on the redline and clean copies that are attached. Please let us know if the location of the footnote is correct.

**"Page 3**

Under II C: middle of the page, the citation to "H.R.S. §149A-26 (Supp. 2018)", add a space between "§" and "149A-26" so it reads "H.R.S. § 149A-26 (Supp. 2018)"  
 Move foot note 7 up to the end of the above referenced citation ("H.R.S. § 149A-26 (Supp. 2018)"). The link for foot note 7 is to the entire section 149A-26. In the foot note where it is now only subsection (b) is referenced."

Again, thank you for all of your assistance in drafting this resolution agreement. The next submission of this resolution agreement will be the final document presented for authorization.

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**From:** Prescott-Tate, Delanie D <[delanie.d.prescott-tate@hawaii.gov](mailto:delanie.d.prescott-tate@hawaii.gov)>  
**Sent:** Tuesday, April 09, 2019 5:20 PM  
**To:** Dorka, Lilian <[Dorka.Lilian@epa.gov](mailto:Dorka.Lilian@epa.gov)>; Covington, Jeryl <[Covington.Jeryl@epa.gov](mailto:Covington.Jeryl@epa.gov)>  
**Subject:** Little things

Here you go – just to make things nice and tidy : )

Delanie

Deputy Attorney General Delanie D. Prescott-Tate  
 Department of the Attorney General  
 Criminal Justice Division  
 Tobacco Enforcement Unit  
 425 Queen Street  
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